IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE TWENTY THIRD DAY OF SEPTEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE B.PRAKASH RAO

WRIT PETITION NO : 14547 of 2004

Between:
M/s. Banjara Labour Contract Co-operative Society Limited, Erya Thanda, Uyyalawada,
Mandal Dornakal, Warangal District. Rep. by its President Venkdoth Sankar, S/o. Bhikariya,
aged 30 Years, Occ: Business, R/o. Erya thanda, Uyyalawada, Dornakal, Warangal District.

..... PETITIONER

AND

1 The Executive Engineer, Roads & Buildings,
Special Extension Division, Mahabubabad, Warangal District.
2 The Superintending Engineer, Roads & Buildings,
Warangal, Warangal District.
3 The Pay and Accounts Officer, S.R.S.P., K.C.C.
Hanamkonda,
Warangal District.
4 The Chief Engineer, Roads & Buildings,
Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court will be pleased to issue a Writ, order or direction more particularly one in the nature of Writ of Mandamus declaring the action of the respondents in seeking to calculate the value of the rice supplied to the petitioner for the works granted under Food for Works Programme at Rs.8-00 per Kg. instead of Rs.5-65 per Kg. is contrary to the terms and conditions of agreement at the time of payment of final bill as illegal and arbitrary and without jurisdiction, consequently

to direct the respondents to calculate the value of the rice supplied to the petitioner as per the terms and conditions of Agreement i.e., at Rs.5-65 per Kg. and to pay balance amount to the petitioner.

Counsel for the Petitioner: MR.A.Prabhakar Rao

Counsel for the Respondents: GP for Roads & Buildings

The Court made the following order:

Learned Counsel for the petitioner sought permission of this Court to withdraw the writ petition with liberty to file fresh writ petition. Permission is accorded and the writ petition is dismissed as withdrawn giving liberty to the petitioner to file fresh writ petition. No costs.

23-9-2004

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To

1 The Executive Engineer, Roads & Buildings,
Special Extension Division, Mahabubabad, Warangal District.

2 The Superintending Engineer, Roads & Buildings,
Warangal, Warangal District.

3 The Pay and Accounts Officer, S.R.S.P., K.C.C.
Hanamkonda,
Warangal District.

4 The Chief Engineer, Roads & Buildings,
Hyderabad.

5. 2 CCs to Government Pleader for Roads and Buildings, High Court of A.P., Hyderabad. (OUT)

6. 2 CD copies.